

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JS-6

CIVIL MINUTES -- GENERAL

Case No. **CV 23-1084-JFW(SHKx)**

Date: February 20, 2024

Title: David Plastik -v- The Comedy Store

---

**PRESENT:**

**HONORABLE JOHN F. WALTER, UNITED STATES DISTRICT JUDGE**

**Shannon Reilly**  
Courtroom Deputy

**None Present**  
Court Reporter

**ATTORNEYS PRESENT FOR PLAINTIFFS:**

None

**ATTORNEYS PRESENT FOR DEFENDANTS:**

None

**PROCEEDINGS (IN CHAMBERS): ORDER DISMISSING ACTION WITHOUT PREJUDICE**

In the Court's Scheduling and Case Management Order ("CMO") filed on July 3, 2023, the Court set November 27, 2023 as the last day to conduct a Settlement Conference/Mediation, and November 30, 2023 as the last day to file a Joint Report Re: Results of Settlement Conference/Mediation. Based on the Court's review of the docket, it appears that the parties have violated the Court's CMO by failing to file a Joint Report Re: Results of Settlement Conference/Mediation by November 30, 2023, and by presumably failing to complete the Settlement Conference/Mediation by November 27, 2023.

As a result of the parties' failure to comply with the Court's CMO, this action is hereby **DISMISSED without prejudice**. See Fed. R. Civ. P. 41(b); see also *Yourish v. California Amplifier*, 191 F.3d 983, 986-88 (9th Cir. 1999); *Ferdik v. Bonzelet*, 963 F.2d 1258, 1260 (9th Cir. 1992).

IT IS SO ORDERED.